

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MISSOURI
SOUTHEASTERN DIVISION

| | | |
|------------------------|---|--------------------|
| BOBBIE JO CHITWOOD, |) | |
| |) | |
| Plaintiff, |) | |
| |) | |
| v. |) | No. 1:21 CV 39 CDP |
| |) | |
| KILOLO KIJAKAZI, |) | |
| Acting Commissioner of |) | |
| Social Security, |) | |
| |) | |
| Defendant. |) | |

MEMORANDUM AND ORDER

This matter is before me on plaintiff's motion for attorney's fees pursuant to the Equal Access to Justice Act, 28 U.S.C. § 2412, in the amount of \$4,428.00 [18] and motion for bill of costs in the amount of \$402.00. Defendant does not object to an award of fees or costs in the requested amounts. (Doc. # 20).


On October 29, 2021, I reversed the decision of the Commissioner and remanded the case to the Commissioner under sentence four of 42 U.S.C. § 405(g) for further consideration. Because plaintiff prevailed and is not otherwise precluded from recovering attorney's fees, I find plaintiff is entitled to an award of fees and costs in the requested amounts.

Accordingly,

IT IS HEREBY ORDERED that plaintiff's motion for attorney's fees [18]

is granted as follows: plaintiff shall recover attorney's fees from the Social Security Administration in the amount of \$4,428.00, and under the terms of Plaintiff's Affidavit and Assignment of EAJA Attorney Fee executed by the plaintiff in this case (Doc. #18-3), the award shall be made payable to the Parmele Law Firm, P.C. unless plaintiff has a pre-existing debt owed to the United States, in which case the award shall be made payable to the plaintiff and subject to offset to satisfy that debt.

IT IS FURTHER ORDERED that plaintiff's motion for bill of costs [19] is granted, and defendant shall reimburse plaintiff's costs from the Judgment Fund in the amount of \$402.00, and said award shall be made payable to plaintiff.


CATHERINE D. PERRY
UNITED STATES DISTRICT JUDGE

Dated this 4th day of February, 2022.